

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----  
United States of America,

ORIGINAL  
DJF  
Cm

-vs-

**ORDER**

CR-03-610(FB)

Michael Harris,

Defendants.  
-----

On February 1, 2006, in open court and on the record with all counsel and the defendant present, the Court heard oral argument regarding the summary order issued by the Court of Appeals for the Second Circuit remanding this for re-sentencing pursuant to *United States v. Booker*, 125 S. Ct. 738 (2005), and *United States v. Crosby*, 397 F.3d 103 (2d Cir. 2005). Accordingly for the reasons stated on the record, it is

HEREBY ORDERED that the sentence imposed by the Court on November 18, 2006 shall stand. In making this determination the Court considered the advisory sentencing guidelines and the factors set forth in Title 18 U.S.C. Section 3553(a)(1) and found that the original sentence imposed was reasonable.

SO ORDERED.

UNITED STATES DISTRICT COURT

DATED: Brooklyn, N.Y.  
February 2, 2006

CC.; Kevin Keating, Esq.  
AUSA Elizabeth Kramer